

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

_____	)	
ANTHONY BAYAD,	)	
	)	
<i>Plaintiff,</i>	)	
	)	
v.	)	
	)	CIVIL ACTION NO. 04-10468-GAO
JOHN CHAMBERS, PATRICIA RUSSO,	)	
ANTHONY SAVASTANO, and	)	
CARL WIESE,	)	
	)	
<i>Defendants.</i>	)	
_____	)	

**DEFENDANTS JOHN CHAMBERS, ANTHONY SAVASTANO,  
AND CARL WIESE'S MOTION TO STRIKE PLAINTIFF'S "NOTICE OF  
LIABILITY ON DECISION-MAKERS JOHN CHAMBERS, ANTHONY  
SAVASTANO & CARLWIESE EXECUTIVE(S) OF CISCO SYSTEMS AND  
DECLARATION IN SUPPORT OF NEWLY DISCOVERED EVIDENCE(S)"**

On October 4, 2005, Plaintiff Anthony Bayad ("Bayad") served a document styled "Notice of Liability on Decision-Makers John Chambers, Anthony Savastano & Carl Wiese Executive(s) of Cisco Systems and Declaration in Support of Newly Discovered Evidence(s)" (the "Notice") upon defendants John Chambers, Anthony Savastano, and Carl Wiese<sup>1</sup> (the "Defendants"). The Notice purported to be an unsworn declaration made pursuant to 28 U.S.C. § 1746. The Defendants now move to strike the Notice for failure to comply with the requirements of § 1746 and because Bayad has failed to comply with the requirements of Fed. R. Civ. P. 6(b). In support of this motion

<sup>1</sup> All of the claims against the remaining named defendant, Patricia Russo, were dismissed by this Court on October 25, 2004. See Memorandum and Order, Docket Entry #44 at 10.

the Defendants rely on their accompanying Memorandum of Law in Support of Motion to Strike.

Respectfully submitted,

DEFENDANTS JOHN CHAMBERS,  
ANTHONY SAVASTANO, and  
CARL WIESE

By their attorneys,

/s/ Matthew Iverson

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Dated: October 4, 2005